

OTIP  
SEP 29 2004  
JUDY3  
OFFICE

Atty Docket: JUDY3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
William JUDY ) **ATTN: BOX MISSING PARTS**  
Serial No.: 10/800,018 ) Washington, D.C.  
Filing Date: March 15, 2004 ) Confirmation No. 6808  
For: DEVICE AND METHOD FOR DETERMINING CORONARY... ) September 29, 2004

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION  
FILED UNDER 37 CFR 1.53(b)

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450  
Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated August 5, 2004. Attached hereto is/are:

- ☒ An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, and filing date.
- ☐ An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information, and to which is attached a duplicate copy of the application as filed.
- ☐ Attached hereto as required by the Notice is/are: ☐ \_\_ substitute drawing sheets (Figures \_\_) in compliance with 37 C.F.R. \$1.84.
- ☒ Total fees in the amount of: \$900.00.

The filing fee is calculated below:

	(Col. 1)	(Col. 2)		SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA		RATE	FEE	OR	RATE	FEE
BASIC FEE					\$	OR		\$770.00
TOTAL CLAIMS		0		X 9 =	\$		X 18 =	\$
INDEP. CLAIMS		0		X 43 =	\$		X 86 =	\$
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+ 145 =	\$		+ 290 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2				TOTAL	\$		TOTAL	\$770.00

- ☒ Late filing of Declaration surcharge in the amount of:  
Small Entity ☐ \$65.00 Other than Small Entity ☒ \$130.00
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- ☐ First - \$ 55.00  
☐ Second - \$ 210.00  
☐ Third - \$ 475.00  
☐ Fourth - \$ 740.00  
☐ Fifth - \$1,005.00

Month After Time Period Set

Other Than Small Entity

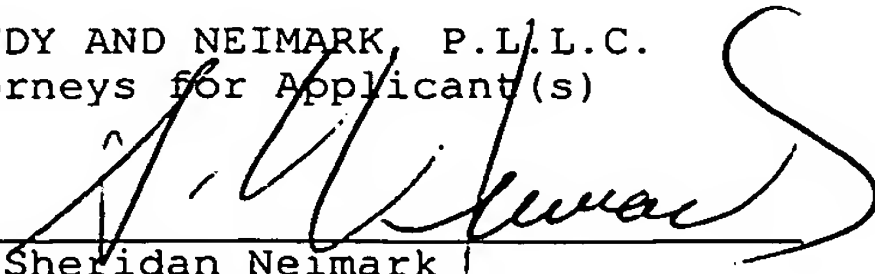
Response Filed Within

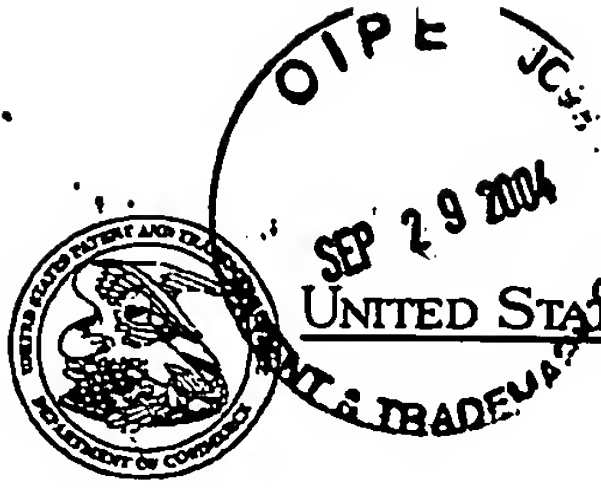
- ☐ First - \$ 110.00  
☐ Second - \$ 420.00  
☐ Third - \$ 950.00  
☐ Fourth - \$1,480.00  
☐ Fifth - \$2,010.00

Month After Time Period Set

- ☒ Conditional Petition for Extension of Time:  
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- ☒ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$900.00 is enclosed to cover the fees.
- ☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By:   
Sheridan Neimark  
Registration No. 20,520



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/800,018	03/15/2004	William V. Judy	JUDY3

001444  
 BROWDY AND NEIMARK, P.L.L.C.  
 624 NINTH STREET, NW  
 SUITE 300  
 WASHINGTON, DC 20001-5303

CONFIRMATION NO. 6808

## FORMALITIES LETTER



\*OC000000013444993\*

Date Mailed: 08/05/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/01/2004 GWORDOF1 00000062 10800018

FILED UNDER 37 CFR 1.53(b)

01 FC:1001  
 02 FC:1051

770.00 OP  
 130.00 OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

*Foray Asat*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE